

AUG 16 2010

US DISTRICT COURT
WESTERN DISTRICT OF NC

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

CRIMINAL NO.: 3:10cr24-RJC

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOHN DAVID BENNETT, JR.,

Defendant.

CONSENT ORDER AND
JUDGMENT OF FORFEITURE

BASED UPON the Defendant's plea of guilty, and finding that there is a substantial nexus between the property listed below and the offense(s) to which the Defendant has pled guilty and that the Defendant has or had a legal interest in the property, IT IS HEREBY ORDERED THAT:

1. The following property is forfeited to the United States pursuant to 18 U.S.C. § 981, 18 U.S.C. § 982, and/or 28 U.S.C. § 2461(c):

Any and all currency and monetary instruments constituting or derived from proceeds traceable to or property involved in the offenses to which Defendant has pled guilty, including the sum of \$405,074.66.

\$405,074.66

BBS
JCB
93

2. A forfeiture money judgment in the amount of ~~\$775,347.94~~ shall be included in the sentence of the Defendant, and the United States Department of Justice may take steps to collect the judgment from any property of the Defendant, in accordance with the substitute asset provisions of 21 U.S.C. § 853(p);


The parties stipulate and agree that the aforementioned judgement amount represents asset(s) derived from or traceable to proceeds of or property involved in Defendant's crime(s) herein and is therefore subject to forfeiture pursuant to 18 U.S.C. § 981, 18 U.S.C. § 982, and/or 28 U.S.C. § 2461(c). The Defendant hereby waives the requirements of Fed. R. Crim. P. 32.2 and 43(a) regarding notice of the forfeiture in the charging instrument, announcement of the forfeiture at sentencing, and incorporation of the forfeiture in the judgment against Defendant. If the Defendant has previously submitted a claim in response to an administrative forfeiture proceeding regarding any of this property, Defendant hereby withdraws that claim. If Defendant has not previously

submitted such a claim, Defendant hereby waives all right to do so.

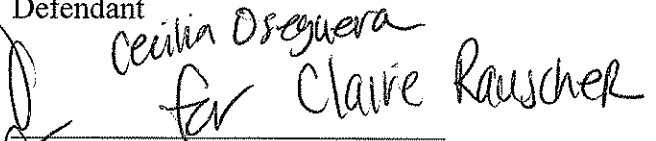
ANNE M. TOMPKINS
UNITED STATES ATTORNEY




BENJAMIN BAIN-CREED
Assistant United States Attorney



JOHN DAVID BENNETT, JR.
Defendant



CLAIRE J. RAUSCHER, ESQ.
Attorney for Defendant



CECILIA OSEGUERA, ESQ.
Attorney for Defendant

Signed this the 16th of August, 2010.



UNITED STATES MAGISTRATE JUDGE